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March 10, 2000

BY HAND DELIVERY

Sheila Cross-Reid, Chairperson
Board of Zoning Adjustment
441 4th Street, N.W.
Suite 210
Washington, D.C. 20001

DISTRICT OF COLUMBIA
OFFICE OF ZONING
00 MAR 10 P4:40

Re: BZA Application No.16559
The Field School
2301 Foxhall Road, N.W.

Dear Chairperson Reid:

The Field School, the Applicant in the above-mentioned case, hereby objects to the request for party status filed by Jeffrey W. and Carol J. Bolotin, individually and on behalf of the Foxhall Crescents Southgate Homeowner's Association, that was filed in the record of this case on February 29, 2000. This request for party status should be denied as the Bolotins do not satisfy the requirements of the Zoning Regulations regarding a request for party status.

Section 3106.3 of the District of Columbia Zoning Regulations outlines the rationale that the Board of Zoning Adjustment ("BZA" or "Board") must follow in considering whether a request for party status should be granted. Section 3106.3 reads as follows:

> In considering any request for party status pursuant to 3106.2, the Board shall grant party status only if the person has clearly demonstrated that his or her interests will be more significantly, distinctively or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The Bolotins have not clearly demonstrated that their interests will be more significantly, distinctively or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public and their request for party status should be denied. Further, they provide no validation that they have the authority to represent others, namely the Foxhall Crescent Southgate Homeowners Association.

BZA
Case No. 16559
Exhibit No. 78

Board of Zoning Adjustment
District of Columbia
CASE NO.16559
EXHIBIT NO.78

The Bolotins reside at 4604 Foxhall Crescents Drive, which is approximately 875 feet from the Property that is subject of BZA Application No. 16559. Moreover, the Bolotins can not gain vehicular access to their property from Foxhall Road, the street upon which the Property fronts. Their only vehicular access (from 46th Street) to their property is more than a quarter mile away from the proposed entrances to The Field School. In their request for party status, the Bolotins cite the impact that the proposed application will have on traffic patterns in the area, the inconsistency of the application with the District of Columbia Comprehensive Plan and the impact that the Applicant's proposed Traffic Management Plan would have on the community's mediation with The George Washington University at the Mount Vernon Campus.

These arguments fail to distinguish how the Bolotins are impacted by this application any differently, more significantly or uniquely when compared to anyone else who lives in the Foxhall corridor at such a great distance from the site of the application. The large distance from the Bolotins residence to the proposed Field School property, approximately 875 feet, and the fact that the Bolotins do not gain access to their property from Foxhall Road are critical elements that the Board should note. Party status should be reserved for those individuals and organizations that truly are differently, significantly or uniquely impacted by a zoning action. The proper process for the Bolotins to raise their objections to this application is as persons in opposition to the application.

For the above-mentioned reasons, the Applicant requests that the request for party status of Jeffrey W. and Carol J. Bolotin, individually and on behalf of the Foxhall Crescents Southgate Homeowner's Association, be denied.

Very truly yours,

Phil T. Feola

Paul A. Tummonds, Jr.

CC: Jeffrey W. & Carol J. Bolotin
The Field School

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